



#4

PTO/SB/64 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

42390. P7452

First named inventor: PYO

Application No.: 09/476,416

Group Art Unit:

Filed: 12/30/99

Examiner:

Title: METHOD AND APPARATUS FOR
ROUTING USING DEFERRED MERGING

RECEIVED

APR 25 2001

OFFICE OF PETITIONS

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1240 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Response To Notice To File Missing Parts (Identify type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

B. The issue fee of \$ _____.

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

04/23/2001 TLJH1 0-000006 022666 09476416

1240.00 CH 01 FC:141

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

4/20/01
Date

Telephone

Number: (703) 521 6525

[Signature]
Signature

JAMES R. THEIN
Typed or printed name

2231 Crystal Dr. Suite 108
Address

ARLINGTON VA 22202

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Signature

Type or printed name of person signing certificate



Attorney's Docket No.: 42390.P7452

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
Pyo, et al.)
Application No.: 09/476,416)
Filed: December 30, 1999)
For: A METHOD AND)
APPARATUS)
FOR ROUTING USING)
DEFERRED MERGING)
_____)

Assistant Commissioner for Patents
Washington, D.C. 20231

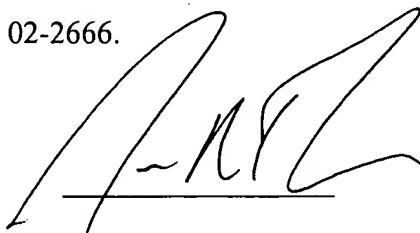
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APR 25 2001
OFFICE OF PETITIONS

PETITION TO REVIVE UNDER 37 CFR 1.37(b) UNINTENTIONAL DELAY

This petition is in response to the notice of termination/abandonment letter dated
February 26, 2001

Applicant petitions to revive the above referenced abandoned patent application under 37 C.F.R. 1.137 (b). The application was abandoned unintentionally because applicant's attorney never received the Notice to File Missing Parts and was, accordingly, unaware a response was required. Applicant received a notice of abandonment in the letter mailed 2/26/01 and has been attempting to obtain a copy of the Notice to File Missing Parts until April 18, 2001. The applications branch, after refusing to give applicant access to the file, faxed a copy of the notice on April 18, 2001. A copy was necessary to meet the requirements in filing the petition. The entire delay was unintentional.

Accompanying this petition is a Response to the Notice to File Missing Parts; a signed Declaration and Power of Attorney; a copy of the Abandonment/Termination letter; the Fee Transmittal which submits the petition fee and all other fees. If there are any additional fees please debit deposit account No. 02-2666.

A handwritten signature in black ink, appearing to read 'J. Thein', written over a horizontal line.

James R. Thein

Registration No. 31,710

James R. Thein

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